

RESPONSE

In the October 21 Office Action, the Examiner rejected claims 11-16, 18-21, 23 & 25 based on *Bailey et al.* 5,752,766. Additionally, the Examiner indicated that claims 17, 22 and 24 would be accepted if written in independent form. Amended and new claims 11-16, 18-21, and 26-30 are an attempt to incorporate the elements which would make the claims allowable.

New claim 31 is added in response to Examiner's rejection based on *Bailey et al.* Particularly the following language describing *Bailey*:

The change of shape of the flexible support member "20" causes the LEDs to pivot with respect to each other and the support housing "18" so that the light beams change from a broad parallel beam to a narrower focused beam . . .

In discussing applicant's claim particularly the "at least one of an angle and shape" language the Examiner states:

'at least one of an angle and shape . . . ' which is interpreted as a change of angle or shape or both angle and shape. *Bailey et al.* clearly discloses in col 3, lines 1-16, that the beam focuses which clearly requires a change in the shape of the beam and the support member "20" deflects into a parabolic shape which means a change of angle for the individual LED's with respect to each other.

The Examiner is correct that both the device described in *Bailey et al.* and the present invention produces some results that are similar. For example both devices can change the beam angle of the light beam that results from the combination of light beams emitted from the LED's. However, it produces this result by completely different mechanisms. The *Bailey* device changes the shape of the support on to which the LED's are mounted to mounted on a flexible support. However the angle of incidence of the LED's to the flexible support remains fixed. The relative angle of the LED's with respect to each other is irrelevant to the present claims. The *Bailey et al.* device changes the cumulative beam angle of the light by changing the shape of the support on which the

LED's are mounted. In contrast the present invention changes the cumulative beam angle of the light by changing the angle of the individual LED's or groups of LED's relative to the support. Again the result of changing the angles of individual LED's with respect to other LED's is irrelevant to the claim. (The present invention can also change the shape of the cumulative beam. The shape of the Bailey cumulative beam is fixed – a circle.) One of the key differences in the two devices is that Bailey depends on a flexible support to achieve the desired result. The present invention depends on a pivotable mount. Bailey does not have such a mount or such a relationship to the support structure to which it is mounted.

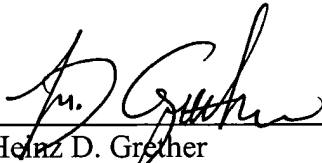
In view of the present RCE request and amendment and response, the present application should be in a condition for allowance. Reconsideration or the Bailey et al. based rejection and allowance are respectfully requested.

The Commissioner is hereby authorized to charge or credit any overpayment to the deposit account of Hulsey, Grether, Fortkort & Webster, LLP, Deposit Account No. 50-2726.

Respectfully submitted,

HULSEY, GRETHER, FORTKORT &
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